

IDAHO LIQUEFIED PETROLEUM GAS SAFETY BOARD
Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Conference Call Minutes of 2/13/2020

BOARD MEMBERS PRESENT: Tom C Daniels - Chair
Richard B Davies
Ben Estes
Larry L Simms

BOARD MEMBERS ABSENT: Rick J Harris

BUREAU STAFF: Dawn Hall, Deputy Bureau Chief
Julie Eavenson, Administrative Support Manager
Lori Peel, Investigative Unit Manager
Nicholas Krema, General Counsel
Dicsie Gullick, Board Specialist

The meeting was called to order at 3:30 PM MST by Tom C Daniels.

APPROVAL OF MINUTES

Mr. Estes made a motion to approve the minutes of November 13, 2019. It was seconded by Mr. Simms. Motion carried.

Mr. Simms made a motion to approve the minutes of December 11, 2019. It was seconded by Mr. Davies. Motion carried.

COMPLAINT MEMORANDUM

Ms. Peel gave the investigative report, which is linked above.

FOR BOARD DETERMINATION

Mr. Simms made a motion to approve the Bureau's recommendation and authorize closure in case numbers I-LPG-2019-16 and I-LPG-2019-20. It was seconded by Mr. Estes. Motion carried.

NEXT MEETING was scheduled for March 11, 2020 at 9:00 AM MDT.

LAWS AND RULES

Mr. Crema presented a legislative update.

Mr. Estes made a motion that Pursuant to Section 67-5226, Idaho Code, the Governor has found that temporary adoption of these rules is appropriate to protect the public health, safety, and welfare of the citizens of Idaho and confer a benefit on its citizens.

These rules implement the duly enacted laws of the state of Idaho, provide citizens with the detailed rules and standards for complying with those laws, and assist in the orderly execution and enforcement of those laws.

The expiration of these rules without due consideration and processes would undermine the public health, safety and welfare of the citizens of Idaho and deprive them of the benefit intended by these rules.

The Governor has also found that the fees being imposed are justified and necessary to avoid immediate danger to the Idaho Liquefied Petroleum Gas Safety Board's budget, to the state budget, to necessary state functions and services, and to avoid immediate danger of a potential violation of Idaho's constitutional requirement that it balance its budget.

Therefore, we are adopting these temporary rules to be effective upon sine die of the 2020 session of the Idaho Legislature. The approval is conditional and will only become effective if the rules are not otherwise approved or rejected by the Legislature and/or not extended pursuant to the Idaho Administrative Procedure Act, including Sections 67-5291 and 67-5292, Idaho Code.

It was seconded by Mr. Simms. Motion carried.

BOARD BUSINESS

EXECUTIVE SESSION

Mr. Simms made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law, Idaho Code § 74-106(9). The purpose of the executive session was to consider documents relating to the fitness of an applicant to be granted a license or registration. It was seconded by Mr. Estes. The vote was: Mr. Simms, aye; Mr. Estes, aye; Mr. Davies, aye; and Mr. Daniels, aye. Motion carried.

Mr. Simms made a motion to come out of executive session. It was seconded by Mr. Estes. Motion carried.

APPLICATIONS

Mr. Estes made a motion to table the following pending receipt of additional information:

901160076

It was seconded by Mr. Simms. Motion carried.

Mr. Simms made a motion to table the following pending receipt of additional information:

901171038

It was seconded by Mr. Estes. Motion carried.

Mr. Davies made a motion to approve the following for licensure:

PDF-1444

VALLEYWIDE COOPERATIVE

It was seconded by Mr. Simms. Motion carried. Mr. Daniels was recused from discussion and voting.

Mr. Estes made a motion to table the following pending receipt of additional information:

901172889

It was seconded by Mr. Simms. Motion carried.

ADJOURNMENT

Mr. Estes made a motion to adjourn the meeting at 4:20 PM MST. It was seconded by Mr. Davies. Motion carried.

Tom C Daniels, Chair